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6 UNITED STATES DISTRICT COURT
7 WESTERN DISTRICT OF WASHINGTON
8 AT TACOMA

9 EUGENE KIEWER,

10 Petitioner,

Case No. C24-5683-JHC-SKV

11 v.

ORDER OF DISMISSAL

12 JASON BENNETT,

13 Respondent.

14 Having reviewed the Report and Recommendation (R&R) of the Honorable S. Kate
15 Vaughan, United States Magistrate Judge, Dkt. # 15, and the remaining record, the Court

16 ORDERS:

17 (1) Petitioner has not filed any objection to the R&R. The Court agrees with the
18 R&R that Petitioner has not exhausted his state court remedies. Thus, the Court ADOPTS the
19 R&R.

20 (2) Petitioner's petition for writ of habeas corpus is DISMISSED.

21 (3) A certificate of appealability is DENIED. *See* 28 U.S.C. § 2253(c).

22 (4) The Clerk is directed to send copies of this Order to the parties and to Judge
23 Vaughan.

1 Dated this 29th day of October, 2024.

2 
3 JOHN H. CHUN
4 United States District Judge